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PATENT
ATTORNEY DOCKET: 46884-5365

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Takashi WATANABE et al.

Application No.: 10/537,587

Filed: June 6, 2005

For: ALKALI METAL GENERATING
AGENT, ALKALI METAL
GENERATING DEVICE, PHOTO-
CATHODE, SECONDARY-ELECTRON
EMITTING SURFACE, ELECTRON
TUBE, METHOD OF PRODUCTION OF
PHOTO-CATHODE, METHOD OF
PRODUCTION OF SECONDARY-
ELECTRON EMITTING SURFACE,
AND METHOD OF PRODUCTION OF
ELECTRON TUBE

Confirmation No.: 6382

Group Art Unit: 2879

Examiner: Tracie Y. Green

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Window, Mail Stop Amendment
Alexandria, VA 22314

Sir:

RESPONSE AND REQUEST FOR RECONSIDERATION
TRANSMITTAL FORM

1. Transmitted herewith is Response and Request for Reconsideration in response to the Office Action dated March 27, 2008.

2. Additional papers enclosed:

- ☐ Information Disclosure Statement
- ☐ Form PTO-1449
- ☐ Terminal Disclaimer
- ☐ Declaration of Biological Deposit
- ☐ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- ☐ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time.
- ☒ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input checked="" type="checkbox"/> one month	\$ 120.00	\$ 60.00
<input type="checkbox"/> two months	\$ 460.00	\$ 230.00
<input type="checkbox"/> three months	\$ 1,050.00	\$ 525.00
<input type="checkbox"/> four months	\$ 1,640.00	\$ 820.00

Extension of time fee due with this request: \$120.00.

If an additional extension of time is required, please consider this a Petition therefore.

4. Constructive Petition

- ☒ **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0573. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

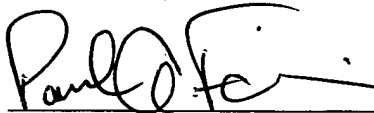
5. Fee Calculation (37 C.F.R. § 1.16)

CLAIMS PENDING						
	Claims Currently Pending		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. § 1.16(c))	34	minus	34	0	x \$50 each =	+ \$0.00
Independent Claims (37 C.F.R. § 1.16 (b))	1	minus	3	0	x \$200 each =	+ \$0.00
[] First presentation of Multiple dependent claim(s)					\$360.00	+ \$0.00
SUB-TOTAL =						\$0.00
Reduction by ½ for filing by a small entity						- \$0.00
TOTAL FEE =						\$0.00

6. Fee Payment

- ☐ No fee is to be paid at this time.
- ☒ Enclosed is a check in the amount of \$ 120.00 for a one-month extension of time fee.
- ☐ The Commissioner is hereby authorized to charge _____ to Deposit Account No. 50-0573 for the _____ fee.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0573.

Respectfully submitted,

DRINKER, BIDDLE & REATH LLP


By:

Paul A. Fournier

Registration No. 41,023

Dated: July 21, 2008

Customer No. 055694**DRINKER, BIDDLE & REATH LLP**

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Sir:

RESPONSE AND REQUEST FOR RECONSIDERATION

In response to the Office Action dated March 27, 2008, the period for response to which runs through July 28, 2008 (July 27, 2008 being a Sunday), by the concurrently filed request for a one-month extension of time and corresponding fee payment, reconsideration and withdrawal of the outstanding rejections are respectfully requested in light of the following remarks:

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